

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

In re)	Civil Action No. 18-cv-00381 (RGA)
ENERGY FUTURE HOLDINGS)	
CORP.,)	
<i>et al.</i> ,)	Chapter 11
)	Bankruptcy Case No. 14-10979 (CSS)
<i>Debtors.</i>)	(Jointly Administered)
SHIRLEY FENICLE, INDIVIDUALLY,)	
AND AS SUCCESSOR -IN-INTEREST)	
TO THE ESTATE OF GEORGE)	
FENICLE, DAVID WILLIAM FAHY,)	
JOHN H. JONES, DAVID)	
HEINZMANN, HAROLD BISSELL,)	
KURT CARLSON, ROBERT ALBINI,)	
AND DENIS BERGSCHNEIDER)	
)	
<i>Appellants,</i>)	
v.)	
ENERGY FUTURE HOLDINGS)	
CORP., <i>et al.</i> ,)	
<i>Appellees.</i>)	

**~~[PROPOSED]~~ ORDER GRANTING MOTION TO AMEND
CAPTION OR, IN THE ALTERNATIVE, TO INTERVENE**

Upon the *EFH Plan Administrator Board's Motion to Amend Caption or, in*
(4.17)
the Alternative, to Intervene in the above-captioned appeal (the "Motion"); ~~and the~~
~~Court having found that it has jurisdiction to consider the Motion; and the Court~~
~~having found that venue is proper before this Court; and the Court having found~~
~~that the EFH Plan Administrator Board provided due and proper notice of the~~

~~Motion; and upon consideration of the record of all proceedings had before the Court; and that the legal and factual bases set forth in the Motion establish just cause for the relief granted herein;~~ and after due deliberation and sufficient cause *and consideration of the further briefing (D.I. 22, 23)* appearing therefor, it is hereby **ORDERED:**

1. The Motion is hereby granted.

2. The EFH Plan Administrator Board is a party to the above-captioned appeal, and the case caption will be amended to reflect the EFH Plan Administrator Board is an appellee in the above-captioned appeal.

~~3. The EFH Plan Administrator Board is hereby authorized and empowered to take all actions necessary to implement the relief granted in this Order.~~

3. All Appellees are to file one joint brief conforming with the appropriate word count.

~~4. The Court shall retain jurisdiction over any matter or disputes arising from or relating to the interpretation, implementation or enforcement of this Order.~~

Dated: May 7, 2018
Wilmington, Delaware

Richard G. Andrews
The Honorable Richard G. Andrews
United States District Judge